IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION
Dated: Nainital: the 12th day of April, 2005
Bail application No. 252 of 2005
Order on Bail Application of accused

CRIMINAL SIDE

Sushil
S/o Sukhbir
R/o Village – Chorawala
Police Station – Kakroli
District - Muzaffarnagar ... Applicant

Versus

State of Uttaranchal ... Opposite Party

Arising out of case crime No. 9 of 2000
U/S 307/34 I.P.C.
Police Station – Gangnaher Roorkee
District – Haridwar

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime no. 9 of 2000, U/S 307/34 I.P.C., Police Station – Gangnaher Roorkee, District – Haridwar.

Heard Sri Manish Arora, learned counsel for the applicant, learned A.G.A. and perused the record.

In this case, none has sustained injuries during the course of occurrence. However, I granted time to the learned A.G.A. for obtaining the criminal history of the applicant. Learned A.G.A. has failed to produce the criminal history of the applicant before me as yet. Learned A.G.A. has informed that they have sent fax twice to the police station concerned for compliance of the order passed by this court but report has not been received as yet. This slackness on the part of the prosecution is seriously to be noted and the displeasure for non compliance of the order should be intimated to the S.S.P. concerned.

Under the aforesaid circumstances, I do not find any option except to enlarge the applicant on bail at this stage.

Let the applicant, Sushil be released on bail on executing personal bond and furnishing two sureties each in the like amount to the satisfaction of J.M., Roorkee.

(B.C. Kandpal, J.)

April 12, 2005
Shiv